

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

RACHEL WARE and JOHUA MELLO,

Plaintiffs,

v.

CRANSTON PUBLIC SCHOOLS;

SUPERINTENDENT JEANNINE

NOTA-MASSE, in her individual and
official capacity; PRINCIPAL

TIMOTHY VESEY, in his individual
and official capacity; ASSISTANT

PRINCIPAL DEREK GUSTAFSON, in
his individual and official capacity;

ASSISTANT SUPERINTENDENT

NORMA COLE, in her individual and
official capacity; CRANSTON POLICE

DEPARTMENT; COLONEL

MICHEAL WINQUIST, in his
individual and official capacity;

CAPTAIN SEAN PARKER, in his
individual and official capacity; CITY

OF CRANSTON; MAYOR KENETH

HOPKINS, in his individual and

official capacity; CITY SOLICITOR

CHRIS MILLEA, in his individual and
official capacity; and JOHN

ROCCHIO,

Defendants.

C.A. No. 24-348-JJM-LDA

ORDER

Defendants moved to dismiss the Complaint. ECF No. 13. The Court referred the motion to the Magistrate Judge who issued a Report and Recommendation (“R&R”). ECF No. 23. The Plaintiffs filed an objection, and the Defendants filed a reply. ECF No. 25.

The Court has now reviewed the motion in its entirety, as well as the R&R, and objection, and has concluded that the R&R should be accepted in total and the Defendants' Motion to Dismiss should be granted and judgment should enter for all the Defendants as a matter of law.

Ms. Ware and Mr. Mello have filed at least six lawsuits¹ that arise out of a no-trespass order that barred them from entering Cranston's Western Mills Middle School, where Mr. Mello's daughter was a student, and the Cranston School Department's Briggs Administrative Building. The no-trespass order resulted from Mr. Mello's criminal conviction for disorderly conduct at his daughter's school during school hours and possession of a prohibited weapon (knives).

The Plaintiffs allege a series of constitutional and state-law violations arises from the no-trespass order. The Magistrate Judge thoroughly and thoughtful addresses each claim and finds that, for the reasons stated in the R&R, all the federal claims should be dismissed, and the Court should decline to exercise supplemental jurisdiction over the remaining state-law claims. This Court agrees.

It is therefore ORDERED, the Court GRANTS Defendants' Motion to Dismiss and dismisses all claims against all Defendants—with prejudice as to the federal claims, and without prejudice as to the state-law claims.

¹ See federal complaints: *Mello v. Arruda*, C.A. No. 23-479; *Mello v. Arruda*, C.A. No. 23-480; and *Mello v. Cranston Sch. District*, C.A. No. 24-350; R.I. state court complaints: *Mello v. Vesey*, PC-2022-06458; and *Mello v. Dunton*, PC-2024-04818

IT IS SO ORDERED.

s/ John J. McConnell, Jr.

John J. McConnell, Jr.
Chief Judge
United States District Court

July 22, 2025